IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 3104 OF 2005

Mrs. Vaishali K. Shah ...Applicant.

V/s

The State of Maharashtra
Through E.O.W. ...Respondent.

Mr. Satish Maneshinde i/b Mr. P. Badheka for the applicant.
Mr. K.V. Sasthe, APP for the State.

CORAM: V.M.KANADE,J.

DATE: 6th May, 2005.

P.C.:

1. Since the board of Shri Justice A.M. Khanwilkar is transferred to this Court pursuant to the order passed by Hon'ble the Chief Justice, as Shri Justice A.M. Khanwilkar is not available, this matter which was on board of Shri Justice A.M. Khanwilkar is taken up for hearing, after it is mentioned by the learned Counsel appearing on behalf of the applicant.

2. Applicant was arrested on 2/5/2005 for an offence punishable under section 406 and other related offences. It is submitted that the applicant has a daughter who is 9 years old and who is retarded and there is no one to look after her. It is submitted that the charge-sheet has been filed and investigation has been completed. Therefore, no purpose will be

served by keeping the applicant in judicial custody as the trial is not likely to begin for quite some time.

The husband of the applicant is also arrested.

3. The learned APP for the State, on instructions from the Officer who is present in Court, admits that charge-sheet has been filed and investigation has been completed.

4. Under the circumstances applicant be released on bail in the sum of Rs 25,000/-. Applicant is permitted to furnish cash surety of Rs 25,000/-. After she is released on bail she shall furnish one or two sureties in the sum of Rs 25000/-.

V.M. KANADE, J.